

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: COOK MEDICAL, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2440

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO –3)

On June 11, 2013, the Panel transferred 8 civil action(s) to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* ___ F.Supp.2d ___ (J.P.M.L. 2013). Since that time, 18 additional action(s) have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R Goodwin.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of West Virginia for the reasons stated in the order of June 11, 2013, and, with the consent of that court, assigned to the Honorable Joseph R Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Jul 18, 2013

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: COOK MEDICAL, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2440

SCHEDULE CTO-3 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
GEORGIA NORTHERN			
GAN	1	13-02196	Hogan v. Cook Group, Inc. et al
GAN	1	13-02197	Robinson v. Cook Group, Inc. et al
MASSACHUSETTS			
MA	1	13-11569	Clark v. Boston Scientific Corp. et al
OREGON			
OR	3	13-01094	Gann v. Cook Group, Inc. et al

Activity in Case MDL No. 2440 IN RE: Cook Medical, Inc., Pelvic Repair System Products Liability
Litigation CTO Final Minute Order (Clerks)
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JPMLCMDECF
07/18/2013 08:03 AM
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United States

United States Judicial Panel on Multidistrict Litigation

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The following transaction was entered on 7/18/2013 at 8:01 AM EDT and filed on 7/18/2013

Case Name: IN RE: Cook Medical, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2440](#)

Filer:

Document Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-3) Finalized on 7/18/13. Please see pleading (3 in GAN/1:13-cv-02196, 3 in GAN/1:13-cv-02197, 3 in MA/1:13-cv-11569, [63] in MDL No. 2440, 3 in OR/3:13-cv-01094).

As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any party an opportunity to oppose the transfer.

The 7-day period has now elapsed, no opposition was received, and the order is directed to the Clerk of the United States District Court for the S.D. West Virginia for filing. The Panel governing statute, 28 U.S.C. 1407, requires that the transferee clerk transmit a certified copy of the Panel order to transfer to the clerk of the district court from which the action is being transferred.

Signed by Clerk of the Panel Jeffery N. Luthi on 7/18/2013.

Associated Cases: MDL No. 2440, GAN/1:13-cv-02196, GAN/1:13-cv-02197, MA/1:13-cv-11569, OR/3:13-cv-01094 (DP)

Case Name: Robinson v. Cook Group, Inc. et al

Case Number: [GAN/1:13-cv-02197](#)

Filer:

Document Number: No document attached

Docket Text:*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-3) Finalized on 7/18/13. Please see pleading (3 in GAN/1:13-cv-02196, 3 in GAN/1:13-cv-02197, 3 in MA/1:13-cv-11569, [63] in MDL No. 2440, 3 in OR/3:13-cv-01094).

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Case Name: Gann v. Cook Group, Inc. et al

Case Number: [OR/3:13-cv-01094](#)

Filer:

Document Number: No document attached

Docket Text:*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-3) Finalized on 7/18/13. Please see pleading (3 in GAN/1:13-cv-02196, 3 in GAN/1:13-cv-02197, 3 in MA/1:13-cv-11569, [63] in MDL No. 2440, 3 in OR/3:13-cv-01094).

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Associated Cases: MDL No. 2440, GAN/1:13-cv-02196, GAN/1:13-cv-02197, MA/1:13-cv-11569, OR/3:13-cv-01094 (DP)

Case Name: Hogan v. Cook Group, Inc. et al
Case Number: [GAN/1:13-cv-02196](#)
Filer:
Document Number: No document attached

Docket Text:
*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-3) Finalized on 7/18/13. Please see pleading (3 in GAN/1:13-cv-02196, 3 in GAN/1:13-cv-02197, 3 in MA/1:13-cv-11569, [63] in MDL No. 2440, 3 in OR/3:13-cv-01094).

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Case Name: Clark v. Boston Scientific Corp. et al
Case Number: [MA/1:13-cv-11569](#)
Filer:
Document Number: No document attached

Docket Text:
*****TEXT ONLY ENTRY*****

MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-3) Finalized on 7/18/13. Please see pleading (3 in GAN/1:13-cv-02196, 3 in GAN/1:13-cv-02197, 3 in MA/1:13-cv-11569, [63] in MDL No. 2440, 3 in OR/3:13-cv-01094).

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Associated Cases: MDL No. 2440, GAN/1:13-cv-02196, GAN/1:13-cv-02197, MA/1:13-cv-11569, OR/3:13-cv-01094 (DP)

No public notice (electronic or otherwise) sent because the entry is private

Activity in Case MDL No. 2440 IN RE: Cook Medical, Inc., Pelvic Repair System Products Liability
Litigation Conditional Transfer Order Finalized
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United States Judicial Panel on Multidistrict Litigation

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Case Name: IN RE: Cook Medical, Inc., Pelvic Repair System Products Liability Litigation

Case Number: [MDL No. 2440](#)

Filer:

Document Number: [63](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-3) - 4 action(s) re: pldg. (1 in GAN/1:13-cv-02196, 1 in GAN/1:13-cv-02197, 1 in MA/1:13-cv-11569, [54] in MDL No. 2440, 1 in OR/3:13-cv-01094) Inasmuch as no objection is pending at this time, the stay is lifted.

Signed by Clerk of the Panel Jeffery N. Luthi on 7/18/2013.

Associated Cases: MDL No. 2440, GAN/1:13-cv-02196, GAN/1:13-cv-02197, MA/1:13-cv-11569, OR/3:13-cv-01094 (DP)

Case Name: Robinson v. Cook Group, Inc. et al

Case Number: [GAN/1:13-cv-02197](#)

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Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-3) - 4 action(s) re: pldg. (1 in GAN/1:13-cv-02196, 1 in GAN/1:13-cv-02197, 1 in MA/1:13-cv-11569, [54] in MDL No. 2440, 1 in OR/3:13-cv-01094) Inasmuch as no objection is pending at this time, the stay

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Case Name: Gann v. Cook Group, Inc. et al

Case Number: [OR/3:13-cv-01094](#)

Filer:

Document Number: [3](#)

Docket Text:

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Case Name: Hogan v. Cook Group, Inc. et al

Case Number: [GAN/1:13-cv-02196](#)

Filer:

Document Number: [3](#)

Docket Text:

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Case Name: Clark v. Boston Scientific Corp. et al

Case Number: [MA/1:13-cv-11569](#)

Filer:

Document Number: [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-3) - 4 action(s) re: pldg. (1 in GAN/1:13-cv-02196, 1 in GAN/1:13-cv-02197, 1 in MA/1:13-cv-11569, [54] in MDL No. 2440, 1 in OR/3:13-cv-01094) Inasmuch as no objection is pending at this time, the stay is lifted.

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Michael Brandon Smith bsmith@cssfirm.com

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Michael L. Williams michael_williams@wdolaw.com, bsteinle@wdolaw.com,
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Walter Kelley walterkelley@duejustice.com

Robert T. Adams rtadams@shb.com

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Document description:Main Document

Original filename:n/a

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